IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE A.K.BASHEER

THURSDAY, THE 25TH JANUARY 2007 / 5TH MAGHA 1928

LA.App..No. 24 of 2006()

LAR.364/1997 of ADDL.SUB COURT,NORTH PARAVUR
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APPELLANT: ADDL.2ND RESPONDENT:

THE SREE SANKARACHARYA UNIVERSITY OF SANSKRIT, KALADY.

BY ADV. SRI.B.S.KRISHNAN(SR.),SC,SANSKRIT UTY.
SRI.K.ANAND, SC, SANSKRIT UTY.
SMT.LATHA KRISHNAN,SC,SANSKRIT UTY.

RESPONDENTS: 1ST RESPONDENT & CLAIMANT:
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1. STATE OF KERALA, REPRESENTED BY DIST.COLLECTOR, ERNAKULAM.

2. ANANTHAN PILLAI, S/O. KUMARAN, MANIYALIL HOUSE, KALADY.

3. SATHYABHAMA, D/O. DO. DO.

4. BHASKARAN, H/O. LAKSHMI, DO. DO.

5. SOBHANA SHAJI, W/O. T.C. SHAJI, THOTTUNGAL HOUSE, MARADU, ERNAKULAM.

6. ANITHA GOPALAN, W/O. GOPALAN K., KOTTATTU HOUSE, INDIRA LINE, THAIKKATTUKARA, ALUVA-6.

7. ANILKUMAR, S/O. BHASKARAN, I.B. MENACHARI TOWERS, BENNET ROAD, CHAMBUKKAVU, THRISSUR.

8. BABY PRABHATH, W/O. P.G. PRABHATH,
`GURUKRIPA', UNICHIRA,
CHANGAMPUZHA NAGAR, KOCHI-33.

9. MALATHY W/O. (LAE BANERJI, MANIYALIL,
KALADY P.O.

10. BABURAJ, S/O. (LATE) BANERJI, DO. DO.

11. KAVITHA, D/O. (LATE) BANERJI, DO. DO.

BY GOVT.PLEADER SRI.MANOJKUMAR.

THIS LAND ACQUISITION APPEAL HAVING COME UP FOR ADMISSION ON 25/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH & A.K.BASHEER, JJ.

L.A.A.No.24 of 2006

Dated 25th January, 2007.

J U D G M E N T

Kurian Joseph, J.

This appeal is directed against the judgment and decree in L.A.R.No.364/97 on the file of the Additional Sub Court, North Paravur. The extent involved is 25 Ares. The enhancement given is only 44%. Even going by the evidence tendered by the second respondent, who is the appellant herein, the enhancement granted in L.A.R.514/97 and connected cases (Ext.R5) is 44%. There is no appeal against that judgment. There is also no serious dispute on the value of improvements granted to the claimants. Therefore, this appeal is dismissed.

KURIAN JOSEPH, JUDGE.

A.K.BASHEER, JUDGE.

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KURIAN JOSEPH & A.K.BASHEER, JJ

W.P.(C) NO. OF 2004

J U D G M E N T

Dated 25th January, 2007.